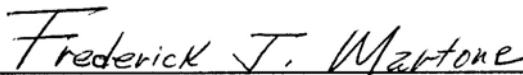


1 which violate our timing rules. Respondents failed to seek an extension of time in which to
2 file an objection, and they set forth no reason for the delay.

3 Petitioner moves to strike the objections on timeliness grounds. Respondents failed
4 to respond to petitioner's motion to strike. Failure to respond to a motion "may be deemed
5 a consent to the . . . granting of the motion and the Court may dispose of the motion
6 summarily." LRCiv 7.2(i). Accordingly, **IT IS ORDERED GRANTING** petitioner's
7 motion to strike the respondents' untimely objections (doc. 29).

8 Although we have reservations about the Magistrate Judge's recommended
9 disposition, no timely objections have been filed. Therefore, pursuant to Rule 8(b), Rules
10 Governing § 2254 Cases, we accept the Magistrate Judge's recommendation (doc. 26).
11 Accordingly, **IT IS ORDERED DISMISSING** the petition for a writ of habeas corpus
12 without prejudice.

13 DATED this 21st day of April, 2006.

14
15
16 
17 _____
18 Frederick J. Martone
19 United States District Judge
20
21
22
23
24
25
26
27
28